

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Peter Martine (Reg. No. 32,043) on January 30, 2009.

2. The application has been amended as follows:

Claim 6, line 4, insert -- the image production record information being produced by the camera -- after "related to the image data" in line 4;

Claim 7, line 3, insert -- the image production record information being produced by the camera -- after "related to the image data" in line 4;

Claim 8, lines 4-5, insert -- the image production record information being produced by the camera -- after "related to the image data" in line 4;

Cancel **Claims 9-11**.

Specification

3. The corrected or substitute specification was received on 10/23/08. The specification is acceptable.

ALLOWANCE

Allowable Subject Matter

4. **Claims 1-3 and 5-8** are allowed. These claims will be renumbered as 1-7.
5. The following is an examiner's statement of reasons for allowance:

The prior art of record do not teach or suggest the claimed limitation of image processing device/method for processing image data using image data produced by a camera and image production record information produced by the camera, the image processing device/method comprising: a processor/step for determining whether or not the subject area will be cut by a trimming process for trimming the image data, wherein if the subject area will not be cut by the trimming process, executing the trimming process and if the subject area will be cut by the trimming process, reducing the size of the image represented by the image data without executing the trimming process (refer to the corresponding paragraph [0071] of the Specification).

The most relevant prior art Kubo et al. (US 6,765,691) teaches the method of enlarging, reducing and trimming of the print size when the set print size does not coincide with the size of the image data. However, Kubo does not teach the image production record information produced by the camera and the step of reducing a size of the image without the trimming process when it is determined that the subject area will be cut by the trimming process.

6. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHAN S. PARK whose telephone number is (571)272-7409. The examiner can normally be reached on M-F 8am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Coles can be reached on (571) 272-7402. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/CHAN S PARK/
Examiner, Art Unit 2625

February 2, 2009